

Chairman Lowell Johnson called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Lowell Johnson, Rod Johnson and Landis present, and Commissioners Boyle and Vap excused. Chairman Johnson also invited the public to address the Commission at any point during the meeting. He also announced that a copy of the Nebraska Open Meetings Act was available in the meeting room.

GENERAL ADMINISTRATION

Notice was duly published September 6, 2006 on Page 6 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held September 12, 2006 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Tuesday, September 12, 2006:

1:30 Commission Library, Lincoln; Western Nebraska Community College, Room 122, 371 College Drive, Sidney; McMillen Hall, Room 208, 1025 East 3rd Street, McCook; and Chadron State College, Student Center, Scottsbluff Room, 10th and Main, Chadron. Nebraska Internet Enhancement Fund (NIEF) Advisory Board Meeting.

Friday, September 15, 2006:

10:30 Law Enforcement Training Center, 2025 Avenue A, 2nd Floor Multipurpose Room, Kearney. E911 Advisory Board meeting.

COMMUNICATIONS DEPARTMENT

C-2831/ In the Matter of the Commission, on its own motion, seeking
NUSF-51/ to investigate telecommunications infrastructure develop-
PI-67 ment in Nebraska. Commissioner Gerald Vap presiding as
Hearing Officer: Motion made by Commissioner Frank Landis,
seconded by Commissioner Rod Johnson, to enter a data request order.
Motion passed with Commissioners Lowell Johnson, Rod Johnson and Frank
Landis voting AYE, and Commissioners Anne Boyle and Jerry Vap excused
not voting.

C-3559/ In the Matter of the Commission, on its own motion, seeking
DC-72 compliance of the 2005 Annual Report filings. Commissioner
Anne Boyle presiding as Hearing Officer: Motion made by
Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to
sustain the complaint in part and to dismiss in part. Motion passed
with Commissioners Lowell Johnson, Rod Johnson and Frank Landis voting
AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order approving applications C-3666 through C-3679. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

C-3666 In the Matter of Qwest Corporation, Denver, Colorado,
 seeking a Wireless Type 2 Agreement with Long Lines
Wireless, LLC, Spencer, Iowa.

C-3667 In the Matter of Qwest Corporation, Denver, Colorado,
 seeking a template Interconnection Agreement with Great
Plains Broadband, Inc., Blair.

C-3668 In the Matter of ALLTEL Nebraska, Inc., Lincoln, seeking
 Commercial Mobile Radio Services Interconnection Agreement
with NPCR, Inc., Kirkland, Washington.

C-3673 In the Matter of Qwest Corporation, Denver, Colorado,
 seeking an Omaha Forbearance Order ("OFO") amendment to an
Interconnection Agreement with Community Internet Systems, Inc.,
Columbus, previously approved in Docket No. C-2702.

C-3674 In the Matter of Qwest Corporation, Denver, Colorado,
 seeking a Triennial Review Order and Triennial Review
Remand Order ("TRO/TRRO") amendment to an Interconnection Agreement
with Community Internet Systems, Inc., Columbus, previously approved
in Docket No. C-2702.

C-3675 In the Matter of Qwest Corporation, Denver, Colorado,
 seeking a Type 1 and Type 2 Paging Interconnection Service
Agreement with Metrolcall, Inc., Plano, Texas.

C-3676 In the Matter of Qwest Corporation, Denver, Colorado,
 seeking a Triennial Review Order and Triennial Review
Remand Order ("TRO/TRRO") amendment with Allo Communications, LLC,
Imperial, previously approved in Docket No. C-2936.

C-3677 In the Matter of Qwest Corporation, Denver, Colorado,
 seeking an Omaha Forbearance Order ("OFO") amendment to an
Interconnection Agreement with Integra Telecom of Nebraska, Inc.,
Portland, Oregon, previously approved in Docket No. C-2250.

C-3678 In the Matter of Qwest Corporation, Denver, Colorado,
 seeking an Omaha Forbearance Order ("OFO") amendment to an
Interconnection Agreement with Allo Communications, LLC, Imperial,
previously approved in Docket No. C-2936.

COMMUNICATIONS DEPARTMENT (Cont.)

C-3679 In the Matter of Qwest Corporation, Denver, Colorado, seeking a Triennial Review Order and Triennial Review Remand Order ("TRO/TRRO") amendment to an interconnection agreement with Nebraska Technology and Telecommunications, Inc., Omaha, previously approved in Docket No. C-1752.

Gene Hand discussed the draft comments to the Federal Communication Commission's (FCC) Notice of Proposed Rule Making investigating possible changes to the Part 27 service rules governing wireless licenses in the 700 MHz Band.

Gene Hand updated the Commission on the status of the Annual Report to the Legislature.

Gene Hand discussed Hartington Telecommunications Co., Inc.'s, Access Service Rate list.

Gene Hand informed the Commission of the National Association of Regulatory Utility Commissioners (NARUC) Webinar on the Missoula Inter-carrier Compensation Plan to be held on Thursday, September 14, 2006.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-002 In the Matter of the Commission, on its own motion, seeking to determine the surcharge for the Enhanced Wireless 911 Fund: Jeff Pursley advised the Commission that a Hearing Officer's order was entered August 21, 2006, continuing the hearing previously scheduled for August 22, 2006 to September 19, 2006 at 1:30 p.m. in the Commission Hearing Room, Lincoln.

NUSF-4 In the Matter of the Commission, on its own motion, seeking To determine the level of the fund necessary to carry out the Nebraska Telecommunications Universal Service Fund Act to be effective for the fiscal year beginning July 1, 2006. Commissioner Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter a protective order in the combined dockets of NUSF-4 and NUSF-50. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

NUSF-50 In the Matter of the Commission, on its own motion, seeking to make adjustments to the universal service fund mechanism established in NUSF-26. Commissioner Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter a protective order in the combined dockets of NUSF-4 and NUSF-50. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-51/ In the Matter of the Commission, on its own motion, seeking
C-2831 to investigate telecommunications infrastructure develop-
PI-67 ment in Nebraska: An order was entered on the Communica-
tions' agenda seeking data responses on or before
October 6, 2006.

NUSF-4 In the Matter of the Commission, on its own motion, seeking
to determine the level of the fund necessary to carry out
the Nebraska Telecommunications Universal Service Fund Act, effective
fiscal year beginning July 1, 2006: Jeff Pursley notified the Commis-
sion by letter that the NUSF balance will fall below \$15 million by
January 31, 2007.

NATURAL GAS DEPARTMENT

Angela Melton reported that recent letters were sent by
Senator Ben Nelson and Congressmen Lee Terry, Jeff Fortenberry and Tom
Osborne requesting Federal Energy Regulatory Commission (FERC) Docket
CP-06-418: Petition for Waiver of Rule filed by Kinder Morgan Inter-
state Gas Transmission, LLC and Northern Natural Gas Company, new
rules provide expedited review for natural gas pipeline expansions
serving new ethanol capacity.

Angela Melton reported that the following numbers of com-
plaints and inquiries were received for the month of August 2006:
Aquila - 7, Kinder Morgan - 7, NorthWestern Energy - 1 and four
referred to other entities.

LEGISLATIVE REPORT

Andy Pollock reported that staff would present a list of
legislative proposals to the Commissioners later September 12, 2006,
and would recommend a list of proposals at the Commission's regular
meeting next Tuesday, September 19, 2006.

TRANSPORTATION DEPARTMENT

Rate Division

MR-930 In the Matter of Movers and Warehouse Division, Nebraska
Motor Carriers Association, Lincoln, seeking Official
Household Goods Tariff 7-F: The fuel surcharge was decreased to 72
cents per mile.

GENERAL ADMINISTRATION

Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to approve the following Commission invoices. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

HHS Finance & Support	\$ 703.49
Voyager	2,262.76
Anne Boyle	69.50
Rod Johnson	804.86

Upon agreement of all Commissioners present, authorization was granted for Pam Karstensen and Rose Price to travel to and attend the Consumer Affairs Staff Training Program to be held in Columbus, Ohio, from October 15 through 18, 2006.

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the following budget modifications (listed in order of priority for retention) to be offered to the Budget Office in the event that the Commission's enforcement of standards (Program 54) budget would have to be reduced 5%. Motion passed with Commissioners Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

- 1) Compensation plan
- 2) Lump-sum retirement provision
- 3) Public information services
- 4) Rent for expansion of Commission facilities
- 5) Make part-time grain warehouse examiner position full-time
- 6) Contractual court reporting services
- 7) Staff travel
- 8) Continuing education and training
- 9) Grain warehouse examiner training
- 10) Law clerk
- 11) Computer replacement
- 12) Information technology consulting services
- 13) Vehicle replacement
- 14) Dues & subscriptions
- 15) Wireless phones and service plans for grain warehouse examiners

The meeting adjourned at 10:50 a.m. with Commissioners Lowell Johnson, Rod Johnson and Landis present, and Commissioners Boyle and Vap excused. The next regularly scheduled meeting will be held on September 19, 2006, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on September 18, 2006.

Chairman

Executive Director